

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF IOWA
CENTRAL DIVISION**

JUDITH CURRAN and MICHAEL EARL,
for the use and benefit of the Principal Funds,
Inc. Strategic Asset Management (SAM)
Balanced Portfolio, Principal Strategic Growth
Portfolio, *et al.*,

Plaintiffs,

v.

Principal Management Corporation and
Principal Funds Distributor, Inc.,

Defendants.

Case No. 09-cv-00433-RP-CFB

ORAL ARGUMENT REQUESTED

Action filed: October 28, 2009

DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

Defendants Principal Management Corporation (“PMC”) and Principal Funds Distributor, Inc. (“PFD”) (collectively, “Defendants”), by their undersigned counsel, hereby move, pursuant to Federal Rule of Civil Procedures 56 and LR 56(a), for summary judgment on all claims. In support of this motion, Defendants submit the following materials: a supporting brief in accordance with LR 56(a)(2) (attached as Exhibit 1); a statement of materials facts as to which there is no genuine issue in accordance with LR 56(a)(3) (attached as Exhibit 2); an appendix of supporting documents in accordance with LR 56(a)(4) and LR 56(e) (attached as Exhibit 3); and a declaration from Sarah H. Newman attesting to the authenticity of the supporting documents included in the appendix.

Pursuant to LR 7(c) and LR 56(g), Defendants respectfully request oral argument with respect to their motion for summary judgment. Defendants believe that oral argument will assist

the Court in evaluating the parties' arguments and synthesizing the voluminous materials submitted in support of, or in opposition to, this motion.

Wherefore, for the reasons stated in their supporting brief, Defendants respectfully request that the Court grant their motion for summary judgment on all claims, enter judgment in favor of Defendants, and grant such further relief as the Court deems appropriate.

DATED: February 22, 2013

By: /s/ Mark B. Blocker

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Counsel for Defendants Principal Management Corporation and Principal Funds Distributor, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on February 22, 2013, a copy of the foregoing Defendants' Motion for Summary Judgment was filed electronically under seal. Notice of the filing will be sent to all parties by operation of the Court's electronic filing system. A copy of this filing will be served on all parties via electronic mail.

/s/ Mark B. Blocker